IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF NORTH CAROLI

SCOTTIE LEE GRAVES,

Plaintiff,

v.

CAPTAIN C. REID, et al.,

Defendants.

DEC 20 2004

Clerk, U. S. District Court
By

1:04CV01113

JUDGMENT

For the reasons set out in an Order filed contemporaneously with this Judgment,

IT IS ORDERED AND ADJUDGED that this action is dismissed <u>sua</u> <u>sponte</u> without prejudice to plaintiff filing a new complaint, on the proper Section 1983 forms, along with the \$150.00 filing fee.

United States District Judge

December 20, 2004